

RECEIVED
CENTRAL FAX CENTER
MAY 12 2005

SMART & BIGGAR
Intellectual Property & Technology Law

To Fax no.: 1-703-872-9306

Page 1 of: 20

Attention: Examiner David Lukton

From: SMART & BIGGAR

Your file no.: 09/943,002

Reply to Ottawa file no.: 78973-1C

P.O. Box 2999, Station D
55 Metcalfe Street, Suite
900
Ottawa, Canada K1P 5Y6

Tel.: (613) 232-2486

Fax: (613) 232-8440

Date: May 12, 2005

Time:

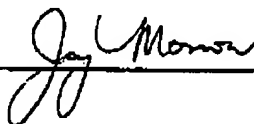
Certificate of Transmission

I hereby certify that this correspondence is being facsimile
transmitted to the Patent and Trademark Office Fax. No.
(703) 872-9306 on May 12, 2005.

type or printed name of the person signing this certificate

Joy D. Morrow (Reg. No. 30,911)

Signature



UIPE/JCWS

MAY 13 2005

RECEIVED

If there are any transmission problems, please call (613) 232-2486.

Original copy and any enclosures

☐ will

☒ will not

be sent by

☒ mail

☒ courier

The information contained in this transmission is confidential and only for the intended recipient identified above. If you are not the intended recipient, you are hereby notified that any dissemination or use of this communication is unlawful. If you have received this transmission in error, please immediately notify us by telephone (collect). Return the original message to us and retain no copy.

MAY 12 2005

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.
78973-1C/wfs

In Re Application Of: ROY DUNCAN

Application No. 09/943,002	Filing Date August 31, 2001	Examiner David Lukton	Customer No. 07380	Group Art Unit 1653	Confirmation No. 9961
-------------------------------	--------------------------------	--------------------------	-----------------------	------------------------	--------------------------

Invention: **NOVEL REOVIRUS-DERIVED PROTEINS, NUCLEIC ACIDS ENCODING SAME, AND USES THEREFOR**

COMMISSIONER FOR PATENTS:

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of 11/12/2004 in the above-identified application.
Date

The requested extension is as follows (check time period desired):

☐ One month ☐ Two months ☒ Three months ☐ Four months ☐ Five months

from: February 12, 2005 until: May 12, 2005
Date *Date*

Applicant claims small entity status. See 37 CFR 1.27.

The fee for the amendment and extension of time has been calculated as shown below:

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	4 -	62 =	0	x \$25.00	\$0.00
INDEP. CLAIMS	2 -	7 =	0	x \$100.00	\$0.00
FEE FOR AMENDMENT					\$0.00
FEE FOR EXTENSION OF TIME					\$510.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$510.00

05/13/2005 JBALINAN 00000090 192550 09943002

01 FC:253 510.00 DA

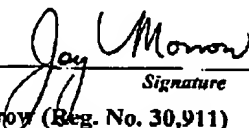
P28SMALL/REV05

COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Small Entity)Docket No.
78973-1C/wfs

The fee for the amendment and extension of time is to be paid as follows:

- ☐ A check in the amount of _____ for the amendment and extension of time is enclosed.
- ☒ Please charge Deposit Account No. 19-2550 in the amount of \$510.00
- ☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-2550
- ☒ Any additional filing fees required under 37 C.F.R. 1.16.
- ☒ Any patent application processing fees under 37 CFR 1.17.
- ☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-2550
- ☐ Payment by credit card. Form PTO-2038 is attached.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.


Signature
Joy D. Morrow (Reg. No. 30,911)

Dated: May 12, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on

(Date)

Signature of Person Mailing Correspondence

Typed or Printed Name of Person Mailing Correspondence

cc:

P20SMALL/REV05